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Docket No.: PF466P1  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Moore et al.

Allowed: April 19, 2004

Application No.: 09/376,430

Confirmation No.: 6501

Filed: August 18, 1999

Art Unit: 1646

For: Cytokine Receptor Common Gamma Chain  
Like

Examiner: E. B. O'Hara

**PETITION TO ACCEPT UNINTENTIONALLY DELAYED BENEFIT CLAIM  
UNDER 37 C.F.R. §§ 1.78(a)(3) AND/OR (6)**

MS Petitions  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The instant application claims benefit under 35 U.S.C. § 120 of one U.S. nonprovisional application and one international application designating the U.S., and under 35 U.S.C. § 119(e) of two U.S. provisional applications. However, it has come to the attention of the undersigned that while the specification includes proper references to the serial numbers and filing dates of such applications in the first sentence following the title, it does not clearly indicate the relationships between the applications. In order to correct this unintentional omission, Applicants hereby petition for acceptance of the unintentionally delayed benefit claims.

In support of this request, Applicants note the following:

1. A proper reference to the prior applications as required by 35 U.S.C. §§ 119(e) and 120, and 37 C.F.R. §§ 1.78(a)(2) and (5) is contained in the Amendment Under 37 C.F.R. § 1.312 submitted herewith.
2. The surcharge set forth in 37 C.F.R. § 1.17(t) has been authorized to be paid from Deposit Account No. 08-3425, as itemized on the enclosed Fee Transmittal Sheet.

3. The undersigned hereby states that the entire delay between the date the benefit claim was due under 37 C.F.R. §§ (a)(2)(ii) and (a)(5)(ii) and the date the claim was filed was unintentional.

Accordingly, as the above submissions fully satisfy the requirements of 37 C.F.R. §§ 1.78(a)(3) and (a)(6), Applicants respectfully request that the instant petition be granted, and that the unintentionally delayed benefit claim submitted herewith be accepted and entered in the instant application.

If any further action by Applicants is required, please call the undersigned at the phone number provided below. If there are any additional fees due in connection with the filing of this paper, please charge the fees to our Deposit Account No. 08-3425.

Dated: July 16, 2004

Respectfully submitted,

By 

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